

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

BOILERMAKERS NATIONAL ANNUITY  
TRUST FUND, on behalf of itself and all  
others similarly situated,

Plaintiff,

v.

WAMU MORTGAGE PASS THROUGH  
CERTIFICATES, SERIES 2006-ARI *et al.*

Defendants.

NEW ORLEANS EMPLOYEES'  
RETIREMENT SYSTEM, *et al.*,

Plaintiffs,

v.

FEDERAL DEPOSIT INSURANCE  
CORPORATION AS RECEIVER FOR  
WASHINGTON MUTUAL BANK, *et al.*,

Defendants.

NEW ORLEANS EMPLOYEES'  
RETIREMENT SYSTEM, *et al.*,

Plaintiffs,

v.

THE FIRST AMERICAN CORPORATION,  
*et al.*,

Defendants.

NO. C09-0037 MJP

[Consolidated with: Case No. C09-  
0134MJP and Case No. C09-0137MJP]

**STIPULATION AND ORDER  
REGARDING FILING SCHEDULE**

**NOTE ON MOTION CALENDAR:**

**September 28, 2009**

STIPULATION AND ORDER REGARDING FILING SCHEDULE  
(CV09-0037 MJP)

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**I. STIPULATION**

Briefing is currently underway on the applications for appointment of lead plaintiff, lead counsel, and interim lead counsel in this consolidated action. In anticipation of the Court ruling on those motions and appointing lead plaintiff(s) and lead counsel(s) for this action, the parties have met and conferred regarding a proposed schedule for filing a consolidated complaint and any motions to dismiss that complaint. In accordance with the agreement reached during that meet and confer process, co-applicants for lead plaintiff status Policemen's Annuity And Benefit Fund Of The City Of Chicago and Boilermakers National Annuity Trust Fund, applicant for appointment of interim lead counsel New Orleans Employees' Retirement System and MARTA/ATU Local 732 Employees Retirement Plan, and defendants WaMu Asset Acceptance Corporation, WaMu Capital Corporation, Washington Mutual Mortgage Securities Corporation, David Beck, Diane Novak, Rolland Jurgens and Richard Careaga, the Federal Deposit Insurance Corporation as Receiver for Washington Mutual Bank, and The First American Corporation and eAppraiseIT, LLC hereby, through their counsel of record, stipulate to and submit the following proposed schedule for the filing of a consolidated complaint and motions to dismiss:

1. The plaintiff(s) and counsel selected by the Court in this consolidated action shall have 60 days from entry of an order designating plaintiff(s) and class counsel to file a consolidated complaint in this action (the "Consolidated Complaint").

2. The deadline for defendants to answer, move, or otherwise respond to the Consolidated Complaint will be 60 days after the date that lead plaintiff files the Consolidated Complaint.

3. In the event that one or more defendants file a motion to dismiss the Consolidated Complaint, plaintiff(s) shall have 45 days after the filing of a motion to dismiss to file a response. A moving defendant shall have 30 days after the filing of plaintiff's response to file a reply.

DATED this \_\_\_\_ day of September, 2009.

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**II. ORDER**

IT IS SO ORDERED.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_  
The Honorable Marsha J. Pechman  
United States District Judge

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 28th day of September, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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19 DATED this 28th day of September, 2009 at Seattle, Washington.

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